

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

LEONARDO SEGATT,

Plaintiff,

- against -

GSI HOLDINGS CORP., WILLIAM J. BRANCH,  
CHARLESBANK EQUITY FUND V, LIMITED  
PARTNERSHIP, CB OFFSHORE EQUITY FUND V,  
L.P., CHARLESBANK EQUITY COINVEST-  
MENT FUND V, LIMITED PARTNERSHIP,  
CHARLESBANK COINVESTMENT PARTNERS,  
LIMITED PARTNERSHIP, CHARLESBANK  
EQUITY FUND V GP, LIMITED PARTNERSHIP  
and CHARLESBANK CAPITAL PARTNERS, LLC,

Defendants.)

07 Civ. 1413 (WHP)(JCF)  
ECF Case


NOTICE OF MOTION FOR  
RELIEF FROM JUDGMENT,  
RECONSIDERATION AND  
LEAVE TO AMEND AND  
SUPPLEMENT COMPLAINT

TAKE NOTICE that upon the accompanying Plaintiff's Memorandum dated August 6, 2008 and all the prior pleadings and proceedings in this action, the undersigned will move this Court before the Honorable William H. Pauley III at the United States Courthouse, 500 Pearl Street, New York City at 9:00 a.m. on August 28, 2008, or as soon thereafter as the Court permits, for an order, pursuant to Rules 15(a) and (d), 59(e) and 60(b) of the Federal Rules of Civil Procedure or Local Rule 6.3 of this Court, setting aside or vacating the Judgment in this action entered on August 4, 2008 and, based on newly discovered facts, granting reconsideration of this Court's Memorandum and Order entered on August 1, 2008, which granted Defendants' motions to dismiss, permitting Plaintiff to amend and supplement his Complaint, and granting such other and further relief as may be appropriate.

TAKE FURTHER NOTICE that, pursuant to Rules 5 and 6 of the Federal Rules of Civil Procedure and to Local Rule 6.1 of this Court, all answering papers and memoranda, if any, must be served on the undersigned no later than August 20, 2008 by hand delivery.

Dated: New York, New York  
August 6, 2008

LAW OFFICES OF MARK P. ZIMMETT

By:   
Mark P. Zimmatt (MZ 8735)

Attorneys for Plaintiff  
126 East 56<sup>th</sup> Street  
New York, New York 10022  
(212) 755-0808

To: David W. Haller  
Covington & Burling LLP  
Attorneys for Charlesbank Equity Fund V,  
Limited Partnership, CB Offshore Equity  
Fund V, L.P., Charlesbank Equity Coinvestment  
Fund V, Limited Partnership, Charlesbank  
Coinvestment Partners, Limited Partnership,  
Charlesbank Equity Fund V GP, Limited  
Partnership and Charlesbank Capital Partners, LLC  
The New York Times Building  
620 Eighth Avenue  
New York, NY 10018-1405  
(212) 841-1057

Joseph C. Crawford  
Pepper Hamilton LLP  
Attorneys for Defendants GSI  
Holdings Corp. and William J. Branch  
The New York Times Building  
620 Eighth Avenue, 37<sup>th</sup> Floor  
New York, NY 10018-1405  
(212) 808-2700